



United States
of America

Congressional Record

PROCEEDINGS AND DEBATES OF THE 110th CONGRESS, FIRST SESSION

Vol. 153

WASHINGTON, TUESDAY, MAY 8, 2007

No. 75

Senate

The Senate met at 10 a.m. and was called to order by the Honorable JON TESTER, a Senator from the State of Montana.

PRAYER

The Chaplain, Dr. Barry C. Black, offered the following prayer:

Let us pray.

Lord of our lives, we confess our dependence on You. Give us, today, our daily bread, food for our bodies, minds, and spirits. Let Your goodness guide us, Your providence protect us, and Your love sustain us.

Today, give our Senators a sense of Your precious presence. Imbue them with Your courage for their challenges, Your wisdom for their perplexities, Your peace for their anxieties, and Your faith for their mountains. Guide them with Your loving hand, for we acknowledge You as the way, the truth, and the light.

We pray this in Your glorious Name. Amen.

PLEDGE OF ALLEGIANCE

The Honorable JON TESTER led the Pledge of Allegiance, as follows:

I pledge allegiance to the Flag of the United States of America and to the Republic for which it stands, one nation under God, indivisible, with liberty and justice for all.

APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The PRESIDING OFFICER. The clerk will please read a communication to the Senate from the President pro tempore (Mr. BYRD).

The assistant legislative clerk read the following letter:

U.S. SENATE,
PRESIDENT PRO TEMPORE,
Washington, DC, May 8, 2007.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable JON TESTER, a Sen-

ator from the State of Montana, to perform the duties of the Chair.

ROBERT C. BYRD,
President pro tempore.

Mr. TESTER thereupon assumed the chair as Acting President pro tempore.

RECOGNITION OF THE MAJORITY LEADER

The ACTING PRESIDENT pro tempore. The majority leader is recognized.

SCHEDULE

Mr. REID. Mr. President, this morning the Senate will be in a period of morning business for an hour, with the time equally divided. The majority will control the first half and the Republicans will have the final 30 minutes.

The Senate then will resume consideration of S. 1082, the FDA bill.

For the information of the Members, there is a filing deadline at 10:30 this morning for second-degree amendments to the substitute amendment and the bill.

At 11:50 this morning, we will change course and proceed to executive session to consider the nomination of Frederick Kampala, to be a U.S. district judge in northern Illinois. There will be 20 minutes of debate and then a vote. Following the vote, the Senate will recess for our regular conference meetings.

Yesterday, cloture was invoked on the committee substitute. I hope that at some point we will be in a position to agree to the amendments by unanimous consent or to get cloture for completing action on the FDA bill. There are still a number of amendments pending, and a preliminary review by all the Parliamentarians indicates some of them are arguably germane postcloture.

I would say on this matter, I informed the Republican leader yesterday we would not have any votes after

4 o'clock today, but that doesn't mean we would not be in session. If we can't get some agreement on running out the 30 hours, we will have to be in session until that time expires, around 10 or 11 o'clock tonight. Then we would in the morning come in and finish this FDA bill. Then it is my understanding—the Parliamentarian can correct me if I am wrong—that there would be a cloture vote on WRDA at that time, unless some agreement is worked out on that, to move to that bill.

MEASURE PLACED ON THE CALENDAR—S. 1312

Mr. REID. I understand that S. 1312 is at the desk and due for a second reading.

The ACTING PRESIDENT pro tempore. The clerk will report the bill by title.

The assistant legislative clerk read as follows:

A bill (S. 1312) to amend the National Labor Relations Act to ensure the right of employees to a secret-ballot election conducted by the National Labor Relations Board.

Mr. REID. I object to any further proceedings with respect to the bill.

The ACTING PRESIDENT pro tempore. Objection is heard. The bill will be placed on the calendar.

RESERVATION OF LEADER TIME

The ACTING PRESIDENT pro tempore. Under the previous order, the leadership time is reserved.

MORNING BUSINESS

The ACTING PRESIDENT pro tempore. Under the previous order, there will now be a period for the transaction of morning business for up to 60 minutes, with Senators permitted to speak for up to 10 minutes each, with the first half of the time under the control of the majority and the second half controlled by the minority.

• This "bullet" symbol identifies statements or insertions which are not spoken by a Member of the Senate on the floor.



Printed on recycled paper.

S5675